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 7 TUCKER, SGT. BERNARD ORTIZ

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

13 MIGUEL ORTEGA, BENJAMIN ORTEGA,

14 Plaintiffs,

15 v.

16 CITY OF OAKLAND, OAKLAND POLICE
 DEPARTMENT, WAYNE TUCKER, In His
 Capacity as the Police Chief of the City of
 17 Oakland, RAMON J. ALCANTAR, Individually
 and in his capacity as a Police Officer for the
 18 City of Oakland, B. ORTIZ, Individually and in
 his capacity as a Police Officer for the City of
 19 Oakland, DOES 1 THROUGH 200,

20 Defendants.

Case No. C-07-02659 (JCS)

**REQUEST FOR JUDICIAL NOTICE IN
 SUPPORT OF DEFENDANTS' MOTION
 TO STRIKE SECOND AMENDED
 COMPLAINT 9TH CAUSE OF ACTION
 (FRCP 12(f))**

Date: August 8, 2008
 Time: 9:30 a.m.
 Dept.: Courtroom A, 15th Floor
 The Honorable Joseph C. Spero

21 Pursuant to Federal Rule of Evidence 201(d), defendant hereby requests the Court take
 22 judicial notice of the following matters of public record, attached hereto:
 23

24 Exhibit A: First Amended Complaint filed September 7, 2007.

25 Exhibit B: Civil Minute Order dated November 16, 2007.

26 Exhibit C: Second Amended Complaint filed November 27, 2007.

1 Exhibit D: Civil Docket for Case no. C 07-02659 JCS.

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3 Dated: July 1, 2008

4 JOHN A. RUSSO, City Attorney
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6 JAMES F. HODGKINS, Supervising Trial Attorney
7 CHARLES E. VOSE, Senior Deputy City Attorney
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10 By: /S/ KANDIS A. WESTMORE
11 Attorneys for Defendants,
12 CITY OF OAKLAND, OAKLAND POLICE DEPARTMENT,
13 WAYNE TUCKER, and BERNARD ORTIZ

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